Senate Amendment 3067

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1  1     Amend Senate File 378 as follows:
1  2  #1.  Page 4, by inserting after line 33, the
1  3  following:
1  4     <Sec. ___.  Section 85.38, subsection 2, unnumbered
1  5  paragraph 2, Code 2005, is amended to read as follows:
1  6     If an employer denies liability under this chapter,
1  7  chapter 85A, or chapter 85B, for payment for any
1  8  medical services received or weekly compensation
1  9  requested by an employee with a disability, and the
1 10  employee is a beneficiary under either an individual
1 11  or group plan for nonoccupational illness, injury, or
1 12  disability, the nonoccupational plan shall not deny
1 13  payment for the medical services received of benefits
1 14  under the plan on the basis that the employer's
1 15  liability for the medical services under this chapter,
1 16  chapter 85A, or chapter 85B is unresolved.
1 17     Sec. ___.  Section 85.71, Code 2005, is amended by
1 18  adding the following new subsection:
1 19     NEW SUBSECTION.  5.  The employer has a place of
1 20  business in Iowa, and the employee is working under a
1 21  contract of hire which provides that the employee's
1 22  workers' compensation claims be governed by Iowa law.>
1 23  #2.  Page 5, line 2, by inserting after the word
1 24  <provided> the following:  <to the workers'
1 25  compensation commissioner>.
1 26  #3.  Page 9, line 11, by inserting after the word
1 27  <encumbrance.> the following:  <However, the insurance
1 28  commissioner shall be reimbursed from the security for
1 29  all costs and fees incurred by the insurance
1 30  commissioner in resolving disputes involving the
1 31  security.>
1 32  #4.  By striking page 9, line 16, through page 10,
1 33  line 21.
1 34  #5.  By renumbering as necessary.
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1 37  _____
1 38  LARRY McKIBBEN
1 39  SF 378.301 81
1 40  av/cf/2511
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